

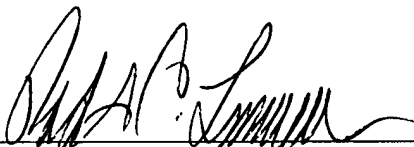
**REMARKS**

Applicant respectfully requests the entering of the above amendments in the event the attached Petition for Inclusion of Omitted Items is denied, which deletes references to Fig. 1A in the specification.

Applicant believes that no additional fee is due over and above the petition fee set forth in the attached Petition for Inclusion of Omitted Items. However, if a fee is in fact due, the Commissioner is authorized to charge the same to our Deposit Account No. **08-3038**, referencing Docket No. 04813.0028.NPUS00.

Respectfully submitted,

Date: April 11, 2002

  
Robert C. Laurenson, Reg. No. 34,206

HOWREY SIMON ARNOLD & WHITE, LLP  
301 Ravenswood Avenue, **Box No. 34**  
Menlo Park, CA 94025  
FAX No. (650) 463-8400  
Telephone No. (949) 759-5269

Page 4, lines 6-11:

The components in the figures are not necessarily to scale, emphasis instead being placed upon illustrating the principles of the invention. In the figures, like reference numerals designate corresponding parts throughout the different views.

FIG. 1 is a block diagram of one embodiment of a fuel cell.

[FIG. 1A is a block diagram of an alternative embodiment of a fuel cell.]

FIG. 2 is a block diagram of one implementation of a fuel cell.

Page 12, lines 4-10:

[Figure. 1A is a block diagram of an alternative embodiment of a metal-based fuel cell in which, compared to Figure 1, like elements are referenced with like identifying numerals.

Dashed lines are flow paths for the recirculating anode fluid when the optional regeneration unit is present and running. Solid lines are flow paths for the recirculating anode fluid when the fuel cell system is running in idle or discharge mode. As illustrated, in this embodiment, when the system is operating in the discharge mode, optional regeneration unit 106 need not be in the flow path represented by the solid lines.]